

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

PHYLLIS CARSON; LORNE)	
COSMAN; WILLIAM DRAPER;)	
PHILLIP ERICKSON; SCOTT)	C.A. No. 22-208-CFC
EVANS; TERENCE GRANER;)	
DONALD HARMAN; SARAH)	
HOUSEHOLDER; TRUDY L.)	
GRANER; TRUDY LETSON; SABINE)	
MILLER; DIANA HOBERT-POWELL;)	
JANET PURVIS; PATRICIA)	
ROBERTS; CAROLE SCHAUER;)	
CARA WASHINGTON; STEPHEN)	
KAPLITT; DEBORAH THELEN)	
individually and on behalf of all others)	
similarly situated,)	
)	
Plaintiffs,)	
)	
v.)	
)	
HP INC.,)	
)	
Defendant.)	

**HP INC.’S REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF ITS
MOTION TO DISMISS AND TO STRIKE CLASS ALLEGATIONS**

Pursuant to Federal Rule of Evidence 201, HP requests that this Court take judicial notice of the HP Limited Warranty, which is attached hereto as **Exhibit A**, in the Court’s consideration of HP’s Motion to Dismiss and to Strike the Class Allegations in Plaintiffs’ First Amended Complaint (“FAC”).

Documents referenced in a complaint are the proper subject of judicial notice, even if those documents are not attached to the complaint. *In re Burlington Coat*

Factory Sec. Litig., 114 F.3d 1410, 1426 (3d Cir. 1997); *see also Webb v. Volvo Cars of N.A., LLC*, 2018 WL 1470470, at *9 n.9 (E.D. Pa. Mar. 26, 2018) (taking judicial notice of defendant's warranty terms).

Here, the HP Limited Warranty is integral to and repeatedly referenced in the FAC. *See* FAC ¶¶ 19, 20, 65 (quoting HP Limited Warranty), 208, 400, 427, n.12 (linking to HP website displaying HP Limited Warranty), n.13 (same). **Exhibit A** is identical to the versions linked in footnotes 12 and 13 of the FAC.

Accordingly, this Court should take judicial notice of **Exhibit A**.

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